IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 12474 of 2002

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

MEHUL MAHESHKUMAR DESAI

Versus

UNION OF INDIA REGIONAL PASSPORT OFFICER

Appearance:

1. Special Civil Application No. 12474 of 2002

MR IM BENGALI for Petitioner No. 1

MR NEHAL R JOSHI for Petitioner No. 1

MR DN PATEL for Respondent No. 1

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 29/01/2003

ORAL JUDGEMENT

1. Rule. Mr. D.N. Patel, learned Sr.Central

Government Standing Counsel appears and waives service of notice of Rule on behalf of the respondents. Heard the learned counsel for the parties.

2. By means of this petition, the petition has sought for direction to the respondent authority for making necessary correction in respect of date of birth in the passport No. E 2562482 as 17th August 1963 in place of 19th June, 1963 10-12-1979.

3. In the facts of this case, this petition is disposed of finally with a direction to the respondent authority to decide the application/representation made by the petitioner for making correct of his birth date as in the passport No. E 2562482 as 17th August 1963 in place of 19th June, 1963 10-12-1979 on the basis of the material produced by the party on the record in accordance with law and for issuance of afresh passport after correcting birth date, within one month from the date of receipt of a certified copy of this order. The respondent authority would be at liberty to pass an appropriate order with regard to the costs of these proceedings.

4. Accordingly, this application is allowed. Rule is made absolute to the aforesaid extent, with no order as to costs. D.S. is permitted.

(Kundan Singh, J.)

/JVSatwara/